

No. 7, June Term, 1883

Vacate & Supply
Public Road

~~versus~~
vs

Chest Top

Contents:

Part 17021

CLEARFIELD COUNTY, SS:*

At a Court of Quarter Sessions of the Peace of the county of Clearfield, held at Clearfield, in and for said county, on the 12th day of June, A. D. 1883, before Judges of said Court, upon a petition of sundry inhabitants of the township of Jordan & Chest, in said county, setting forth that they labor under

great inconvenience for want of Viewers to Review Vacate and Supply Public Road from a point at or near Benwindsdale in Jordan Twp to a point at or near the House of Albert Thurston in Chest Twp

and therefore praying the Court to appoint proper persons to ~~view~~ review vacate and supply and lay out the same according to law, and make report to the Court whereupon the Court, upon due consideration had of the premises, do order and appoint M. L. Boyce James Davison and Richard Womson who, after being respectively sworn or affirmed to perform the duties of their appointment with impartiality and fidelity, are to ~~view~~ review the grounds proposed for said road, and if they view the same and any two of the actual viewers agree that there is occasion for such ~~road~~ vacating and supplying, they shall proceed to lay out the same agreeable to the desire of the petitioners, as may be, having respect to the best ground for a road and the shortest distance, and in such manner as to do least injury to private property, and state particularly whether they judge the same necessary for a public or private road, together with a plot or draft of the same, with the courses and distances and reference to the improvements through which it passes, and shall also procure releases of damages from persons through whose lands said road may pass, or failing to procure such releases, shall assess the same, if any sustained, and shall make report thereof to the next Court of Quarter Sessions to be held for the said county, in which report they shall state that they have been sworn and affirmed according to law. Notice is directed to be given to the owners or occupants of seated lands through which the within road is intended to pass, of the time of the view, according to the 147th Rule of Court.

BY THE COURT.

James Kerr
CLERK

To the Honorable the Judges within named

RELEASE OF DAMAGES.

KNOW ALL MEN BY THESE PRESENTS: That we, the undersigned, owners of lands through which the road located by the viewers, under the annexed order, passes, for and in consideration of the sum of ONE DOLLAR to us respectively paid by the _____ at and before the enseatling and delivery hereof, have remised, released and forever quit-claimed and do hereby remise, lease and forever quit-claim to the said _____ all damages that may arise to us respectively by reason of the location and opening of the said road; so that neither we, nor any of us, nor any person claiming under us, can or may hereafter ask, sue for, demand, have or receive any damages for injuries arising or growing out of the location and opening of the road aforesaid.

Witness our hands and seals this 22 day of September
A. D. 1883

J. H. & A. Swan [L. S.]
Wm. Patterson [L. S.]
[L. S.]
[L. S.]

ASSESSMENT OF DAMAGES.

The following persons, having refused to release the damages to which they respectively may be entitled by reason of the location and the opening of the said road in the annexed return described, we, the undersigned viewers, under oath in pursuance of our duty, under the Act of Assembly do assess their damages and make report thereof, as follows:

To _____ the sum of _____
To _____ the sum of _____
To _____ the sum of _____

Witness our hands this _____ day of _____ A. D. 188 .

NOTE—In case of a Private Road, the vehicle must be exempted in favor of the petitioner for said road.

Also— Voters will unanimously vote the number of days employed and set the amount out of the foot of their return.

Also— Voters cannot interfere with demands assessed on the original tax receipt so far as the location may be concerned.

N.B.—If the voters believe the parties are not entitled to damages, taking into consideration the advantages as well as the disadvantages of the road, they will report to that effect.

Richard Morrison		Amount
Days 1		2.00
Miles 4		.40

James Hendon	Days 1	200
	Miles 2	20

About 10 minutes { Days 1 2.00
 Miles

M. J. Boyer { Days 2 28.00
Miles 10 1.00

Days	Miles
15.60	

No. 7 June Session, 1883

ORDERED
Vacate Supper
To-morrow and lay out a Road

For *Public* use in the township of *Green* *East* *Cherryfield* county.

about noon 28th Sept 1893, commenced
raining, and to the extent of 35 ft in the
depth where digging had been done
by the hand
of the water.

19 January 1884.
Dear General Abbott
By the way
Yr's
A. C. G.

Filed 24 Sep. 1883
Fees \$1.25 paid by J. H. Duran

2000

We the undersigned Citizens of Jordan
and Chest Townships do respectfully Petition
the Hon Judges of the Court of Common
Pleas of Clearfield County Pa to Appoint
Viewers to ^{review} vacate and supply a Township
Road from a point at or near Berwinesdale
in Jordan Twp to a point at or near the
House of Albert Thustim in Chest Twp
and we will ever Pray

P. Gilliam
E T McMaster
B & M C masters
A. W. Young
J. R. Patterson
J. A. Swand
John Swand Jr
Harvey Patterson
George Patterson
John Stray
Simon Swan
Ben Thomson
B. H. Wree
Joseph Montgomery
J. W. Montgomery
J. H. McIlhenny
G. R. McIlhenny
Paul McGarvey
D. Mc McGarvey
William McGarvey
J. W. McIlhenny
M. McIlhenny

Jos. A. Terpe.
W. E. McGarvey
John Connolly
John McIlhenny
J. H. McIlhenny

NO 7 June 1883

Miss S. M. Closter
James Davidson
Richard Morrison

Permit me to express
my deep sympathy in your
loss and to assure you
of the sincere interest
which all the friends of
the cause of the
Christianity in Great Britain
and America have taken in your
suffering.

12th June 1883, Bolton and
continued to the
James Davidson &
Richard Morrison
Messrs. Messrs. Messrs.
at the residence of the
Messrs. Messrs. Messrs.
at the residence of the
Messrs. Messrs. Messrs.

12th June 1883

We the persons appointed by annexed order of Court to view vacate and supply the Road therein mentioned do Report That in pursuance thereof after giving due and public notice according to law having been duly sworn and affirmed all the views appointed by said order having viewed the ground proposed for the within mentioned Road and the under Signed do agree there is occasion to vacate and supply Road as desired by the petitioners and that the same is necessary for a Public Road and having had respect to the shortest distance and best ground for such Road we have laid it out in such a manner as should do the least injury to private property and as far as practicable agreeable to the desire of the petitioners - - -

And do return for public use the following description Road commencing at a post in front of Store in Berwindale Jordan Township thence through the improvements of J. H. & A. Swans South forty seven degrees East twenty four perches to a post thence through the same South forty four and three fourth degrees West forty four perches and across Whitmore Run thence through the improvements of Hogebush Patison South sixty three and a half degrees West ninety six perches to post thence by land of J. H. & A. Swans South forty four degrees West eight perches to post thence by the same land and Christ Townships South four degrees East fifty two perches to post at Abbeyston in Public Road length vacated & supplied in all two hundred and twenty four perches a plot or draft whereof is herewith annexed which said Road so as aforesaid laid out by vacating & supplying we are of the opinion is necessary for a public Road witness our hands this 13th day of Aug. A.D. 1888

James Davison
Richard Morrisson
M. J. Boyce

